

House Bill 2398

Sponsored by Representative HELM, Senators DEMBROW, BEYER; Representatives MARSH, SCHOUTEN, WILDE, Senator TAYLOR (Pre-session filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Requires Director of Department of Consumer and Business Services to ensure that statewide Reach Code mandates achievement of not more than 90 percent of site energy use that other statewide residential and commercial building codes require.

Permits municipality to adopt Reach Code and require adherence to code as minimum construction standard and method within municipality's jurisdiction.

A BILL FOR AN ACT

1
2 Relating to building codes; amending ORS 455.500.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1.** ORS 455.500 is amended to read:

5 455.500. (1) The Director of the Department of Consumer and Business Services, in consultation
6 with the appropriate advisory boards, shall adopt, amend and administer a code separate from the
7 state building code, to be known as the Reach Code. The director shall design the code to increase
8 energy efficiency in buildings that are newly constructed, reconstructed, altered or repaired.

9 **[(2)] (2)(a) Except as provided in paragraphs (b) and (c) of this subsection,** the Reach Code
10 **[shall] must** be a set of statewide optional construction standards and methods that are econom-
11 ically and technically feasible, including any published generally accepted codes and standards
12 newly developed for construction or for the installation of products, equipment and devices. **The**
13 **director shall update the code every three years.** When adopting or amending the code, the di-
14 rector, in consultation with the appropriate advisory boards, shall:

15 **[(a)] (A)** Review generally accepted codes and standards that achieve greater energy efficiency
16 than the energy efficiency required by the state building code; **[and]**

17 **[(b)] (B)** Review technical components of generally accepted construction documents as the di-
18 rector considers necessary to address federal, state and local financial incentives and advances in
19 construction methods, standards and technologies[.];

20 **(C) Ensure that standards for energy efficiency in the Reach Code mandate achieving a**
21 **site energy use of not more than 90 percent of the site energy use that other statewide**
22 **residential and commercial codes require; and**

23 **(D) Produce an analysis of how the amendments to the Reach Code will enable the state**
24 **to make progress toward meeting statutory greenhouse gas reduction goals for buildings.**

25 **(b) Notwithstanding ORS 455.040, a municipality may adopt the Reach Code and may re-**
26 **quire adherence to the Reach Code as a minimum construction standard and method within**
27 **the municipality's jurisdiction. A municipality's adoption of the Reach Code under this par-**
28 **agraph is not an amendment to the state building code and does not require the director to**
29 **review or approve the adoption.**

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 **(c) A requirement to adhere to the Reach Code as a minimum construction standard and**
2 **method within a county's jurisdiction does not apply within the jurisdiction of a city within**
3 **the county that has not adopted the Reach Code.**

4 (3) When amending the state building code under ORS 455.030, the director shall consider
5 whether any of the standards and methods contained in the Reach Code should be removed from the
6 Reach Code and adopted in the state building code.

7 (4) The inclusion of a standard or method for construction or for the installation of products,
8 equipment or devices in the Reach Code:

9 (a) Does not alter any licensing or certification requirements under ORS 446.003 to 446.200,
10 446.225 to 446.285, 447.010 to 447.156, 460.005 to 460.175, 479.510 to 479.945 or 480.510 to 480.670 or
11 this chapter or ORS chapter 693 or Department of Consumer and Business Services rules;

12 (b) Exempts products, equipment and devices from product certification requirements under ORS
13 447.010 to 447.156 and 479.510 to 479.945 and the state building code; and

14 (c) Requires that a municipality administering and enforcing a building inspection program un-
15 der ORS 455.148 or 455.150 must recognize and accept the standard, method, installation, product,
16 equipment or device if a person applies to construct, reconstruct, alter or repair a building in con-
17 formance with the Reach Code.

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